

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ERNESTINE TAYLOR,	:	
Plaintiff,	:	CIVIL ACTION
	:	
v.	:	
	:	
COUNTY OF BERKS, et al.,	:	No. 02-2659
Defendants.	:	

ORDER

AND NOW, this day of **November, 2002**, it is hereby **ORDERED** that:

- (1) Plaintiff's Complaint is **DISMISSED WITHOUT PREJUDICE**. Plaintiff is directed to refile her complaint and make service within thirty (30) days.
- (2) Defendant Commonwealth of Pennsylvania Bureau of Narcotics Investigation and Drug Control's motion to dismiss pursuant to FED. R. CIV. P. 12(b)(6) (document no. 10) is **DENIED** as moot.
- (3) Defendant Chief William Heim, the City of Reading's motion to dismiss pursuant to FED. R. CIV. P. 12(b)(5), 12(b)(6), or alternatively, 12(e) (document no. 12) is **DENIED** as moot.

BY THE COURT:

Berle M. Schiller, J.